

**ARROYO MOUNTAIN ESTATES HOMEOWNERS ASSOCIATION
BOARD OF DIRECTORS RESOLUTION
ACCESS TO SECURITY CAMERA FOOTAGE**

The Board of Directors of Arroyo Mountain Estates Homeowners Association (“Association”) hereby adopts the following Resolution Governing Access to Security Camera Footage (“Resolution”) as of the date set forth below.

RECITALS

WHEREAS, the Association is an Arizona nonprofit corporation operating as the homeowners association governing the planned community known as Arroyo Mountain Estates.

WHEREAS, the Association and all property and property owners within Arroyo Mountain Estates are governed by the Declaration of Covenants, Conditions and Restrictions for Arroyo Mountain Estates Homeowners Association, recorded on June 4, 2007 at Instrument Number 2007-0646002 in the Official Records of Maricopa County, as amended (“CC&Rs”), Articles of Incorporation, Bylaws, and any duly adopted rules, regulations, or policies (collectively “Governing Documents”).

WHEREAS, pursuant to the CC&Rs, at Article III, Section 3.3, the Board may adopt rules and regulations governing the Association.

WHEREAS, the Board has determined that it is in the best interests of the Association and its members to protect the privacy of the residents by limiting access to, distribution of, and viewing of security camera footage to the Board, the Association’s managing agent, and members of the Association’s Neighborhood Watch, subject to the terms of this Resolution.

WHEREAS, the Association is not in the business of providing security for Arroyo Mountain Estates and only utilizes security cameras to further its business interests in preserving enforcement violation evidence or for legal proceedings. All security footage viewing is intended to be limited to management personnel or law enforcement (subject to subpoena). Security camera footage is not a record of the Association as that term is defined in A.R.S. § 33-1805.

WHEREAS, by adopting this Resolution, the Board will authorize only the Association’s managing agent to have primary access to security camera footage. The Board of Directors may seek access to security camera footage on occasion. Upon request from the Board of Directors, not individual directors, the managing agent will distribute the requested footage to all directors for their limited viewing. The Neighborhood Watch,

not individual members of the Neighborhood Watch, may submit a request to the Board of Directors to view certain footage, and the Board, in its discretion, may choose to authorize some or all of the members of the Neighborhood Watch to view the footage.

NOW, THEREFORE, the Board of Directors hereby resolves as follows:

1. The Association shall not provide security camera footage to Owners for their own personal use. The Association will provide access to security camera footage to Owners as part of a criminal or civil proceeding when accompanied by the appropriate court order to do so.
2. Only the Association's managing agent will always have access to the security camera footage.
3. The Board of Directors, but not any directors individually, may resolve to request security camera footage from the Association's managing agent. The managing agent will then provide the Board the specified footage.
4. The Neighborhood Watch, but not any members of the Neighborhood Watch individually, may submit a request for security camera footage from specific dates and times to the Board of Directors. The request must state the reasons for viewing the footage. If the Board determines, in its sole discretion, it is in the best interests of the Association to permit the Neighborhood Watch to view the footage, then the Board will instruct the Association's managing agent to provide specified members of the Neighborhood Watch specific security camera footage, identified by a particular timestamp. The managing agent will make such specified footage available to those members of the Neighborhood Watch for a limited time reasonable in relation to the purposes for which the footage was requested.
5. Any person authorized to view security camera footage pursuant to this policy will only view such footage for Association-related business purposes or to facilitate enforcement action after a violation of the Governing Documents. No person shall be permitted to access or view security camera footage for any personal uses or for any improper purpose.
6. Any person who violates the terms of this Resolution, including, but not limited to, viewing security camera footage without authorization or for using such footage for purposes other than those permitted by this Resolution, may be subject to penalties or legal action in the same manner as the Association may use to enforce the CC&Rs and other Governing Documents.

7. The Board may amend or repeal this Resolution if changes in circumstance make doing so necessary or desirable.

IN WITNESS WHEREOF, the Board of Directors hereby adopts this Resolution as of the date set forth below.

ARROYO MOUNTAIN ESTATES HOMEOWNERS ASSOCIATION

By: 

Its: V.P.

DATE: 9-8-2021